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21 Attorneys for Defendants

22 UNITED STATES DISTRICT COURT

23 EASTERN DISTRICT OF CALIFORNIA

24 BRENDA J. WEIL, an individual,

25 Plaintiff,

26 v.

27 RAISIN CITY ELEMENTARY SCHOOL  
28 DISTRICT; FRESNO COUNTY  
SUPERINTENDENT OF SCHOOLS; and  
DOES 1 through 100, inclusive,

Defendants.

Case No. 1:21-cv-00500-AWI-EPG

ORDER RE: STIPULATION CONTINUING  
DISCOVERY CUT-OFF DEADLINE  
(ECF No. 38).

## **STIPULATION**

Having met and conferred via their respective counsels of record, Plaintiff, BRENDA J. WEIL (“Plaintiff” or “Ms. Weil”), on the one hand, and Defendants, RAISIN CITY ELEMENTARY SCHOOL DISTRICT (“RCESD”) and FRESNO COUNTY SUPERINTENDENT OF SCHOOLS (“FCSS” and collectively with RCESD, “Defendants”), on the other hand, hereby stipulate and propose that the above-entitled Court enter an Order in accordance with the following:

## **RECITALS**

WHEREAS, the undersigned are counsel of record for Plaintiff and Defendants (collectively, the “Parties”);

WHEREAS, on March 16, 2022, the Honorable Erica P. Grosjean of the above-entitled Court issued a Scheduling Conference Order which provided, *inter alia*, that non-expert discovery shall be completed no later than January 13, 2023;

WHEREAS, on December 16, 2022, the Parties filed a Stipulation and Order to Amend Scheduling Order and Proceed With Settlement Conference Before Magistrate Judge Erica P. Grosjean (“Stipulation”), whereby the Parties sought to, among other things, extend the January 13, 2023 deadline for non-expert discovery;

WHEREAS, on December 20, 2022, the Honorable Erica P. Grosjean of the above-entitled Court issued an Order re: Stipulation to Amend Scheduling Order and Proceed With Settlement Conference (“Order”), which, *inter alia*, extended the non-expert discovery deadline to March 31, 2023;

WHEREAS, trial for the instant action is currently scheduled to commence on January 23, 2024 at 8:30 a.m. in Department 402 of the above-entitled Court;

WHEREAS, the Parties are diligently pursuing written discovery and have started the to-be-completed deposition of Plaintiff;

WHEREAS, the Parties still need to complete written discovery, finish the deposition of Plaintiff, and conduct depositions of one or more parties and/or third-party witnesses;

WHEREAS, the Parties need additional time to complete written discovery and depositions;

WHEREAS, the Parties are confident that all outstanding written discovery and depositions will be completed on or before April 28, 2023;

1 WHEREAS, the Parties stipulate to extending the current discovery cut-off deadline from March  
2 31, 2023 to April 28, 2023;

3 WHEREAS, the Parties are not seeking to continue the pre-trial conference or trial dates;

4 WHEREAS, the Parties will not be prejudiced by this short extension of time;

5 WHEREAS, the Parties agree that this Stipulation may be executed in counterparts, each of  
6 which shall be deemed an original Stipulation as to the attorney that signed it, but all of which together  
7 shall constitute one and the same instrument.

8 **STIPULATION**

9 The Parties and the undersigned hereby stipulate and agree as follows:

10 1. The Parties' current non-expert discovery deadline of March 31, 2023 shall be continued  
11 to April 28, 2023;

12 2. All other discovery and trial deadlines shall remain as previously set by the above-  
13 entitled Court.

14 **IT IS SO STIPULATED.**

15 Dated: February 24, 2023.

WANGER JONES HELSLEY PC

17 By: /s/ Amanda G. Hebesha

18 Scott D. Laird  
19 Amanda G. Hebesha  
20 Attorneys for Plaintiff BRENDA J. WEIL

21 Dated: February 24, 2023.

22 HATMAKER LAW GROUP  
23 A Professional Corporation

24 By: /s/ Susan K. Hatmaker

25 Susan K. Hatmaker  
26 Attorneys for Defendants RAISIN CITY  
27 ELEMENTARY SCHOOL DISTRICT and  
28 FRESNO COUNTY SUPERINTENDENT  
OF SCHOOLS

## **ORDER**

Pursuant to the parties' stipulation (ECF No. 38), IT IS HEREBY ORDERED that:

1. The parties' current non-expert discovery deadline of March 31, 2023 is VACATED;
2. The Court sets a new non-expert discovery deadline of April 28, 2023; and
3. All other discovery and trial deadlines shall remain as previously set by the Court. (*See* ECF Nos. 27 & 33).

IT IS SO ORDERED.

Dated: February 27, 2023

/s/ *Eric P. Groj*  
UNITED STATES MAGISTRATE JUDGE